



**Stakeholder Update for Amended Agreement State**  
**Status - Uranium Mills and Tailings**  
**Utah Division of Radiation Control**  
**Utah Department of Environmental Quality**  
**Update #6 - June 12, 2002**

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**Purpose:** This is a series of updates to be provided to stakeholders interested in following the process of the Division of Radiation Control's efforts to achieve an amended Agreement with the Nuclear Regulatory Commission to regulate uranium mills and tailings within the State of Utah

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**Rulemaking update:** Rules R313-22-33(1)(e), R313-70-7(2)(b)(c)(d)(e)(f), and R313-22-33(1)(e) were filed with the Division of Administrative Rules for public comment as specified by the Board at their April 5, 2002 meeting.. A 30-day notice requesting public comment was published in the May 1, 2002 issue of the Deseret News and The Salt Lake Tribune. At the June 7, 2002 meeting of the Board, R313-22-33(e) gained final approval and the effective date was set for June 14, 2002.

During the public comment period for the above rules, the Division received three sets of comments regarding changes to R313-17-2(1)(a) and R313-70-7(2)(d)(e)(f). Two requests for extension to the public comment period and one request for a public hearing was received regarding the additional rules filed on May 15, 2002 which included changes to R313-15-1001(1)(a), R313-19-2 (2), R313-22-39, and the new R313-24. As a result of the requests to extend the public comment period, the comment period on the changes to R313-17-2 (1)(a), R313-70-7(2)(d)(e)(f) and R313-22-33(e) was extended until June 5, 2002. Additionally, the comment period for R313-15-1001(1)(a), R313-19-2 (2), R313-22-39, and the new R313-24 was extended to June 28, 2002. This extension was noticed in The Salt Lake Tribune, Deseret News, Moab Times-Independent, and Blue Mountain Panorama (Blanding) newspapers. The Executive Secretary provided responses to the comments regarding changes to R313-17-2(1)(a) and R313-70-7(2)(d)(e)(f) and provided the responses and comment letters to the Board in their supplemental packet provided at the June 7, 2002 Board meeting.

After review and response to the comments, the Executive Secretary determined that it was necessary to repropose two of the rulemakings, specifically R313-17-2(1)(a) and R313-70-7(2)(d)(e)(f). Changes made as a result of the comments were substantive in nature and required another comment period. The Board approved the reproposed rules (R313-17 and 70) be filed with the Division of Administrative Rules and the rules to be made available for a 30-day public comment period at their June 7, 2002 meeting. The rules will be filed such that the reproposed rules public comment period will commence on July 1, 2002 and conclude on July 30, 2002.

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**For additional information, contact Bill Sinclair, Division of Radiation Control, (801)-536-4255 or email at [bsinclair@deq.state.ut.us](mailto:bsinclair@deq.state.ut.us)**